

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**LUIS GONZALEZ-MONTEJO,**

**Petitioner,**

**v.**

**CASE NO. 2:16-CV-632**

**CRIM. NO. 2:04-CR-101**

**CHIEF JUDGE EDMUND A. SARGUS, JR.**

**MAGISTRATE JUDGE JOLSON**

**UNITED STATES OF AMERICA,**

**Respondent.**

**OPINION AND ORDER**

On August 16, 2016, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 be dismissed. (ECF No. 38.) Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation* and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* (ECF No. 38) is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
EDMUND A. SARGUS, JR.  
Chief United States District Judge